

**United States District Court
District of Minnesota**

**MINNESOTA CITIZENS CONCERNED
FOR LIFE, INC., DAVID RACER, and
THE COMMITTEE FOR STATE PRO-
LIFE CANDIDATES**

Plaintiffs,

v.

**DOUGLAS A. KELLEY, CLYDE MILLER,
WIL FLUEGEL, SIDNEY PAULY, TERRI
ASHMORE and ROBERT MILBERT in
their capacities as Chair and members of
the Campaign Finance and Disclosure
Board; and AMY KLOBUCHAR in her
official capacity as County Attorney for
Hennepin County, Minnesota and as a
representative of the class of County
Attorneys in the State of Minnesota**

Defendants.

Docket No. 02-3819 (RHK/AJB)

**AMENDED Motion to Set Briefing
Schedule**

Plaintiffs, by counsel, respectfully request that the court set a briefing schedule for the issue of attorneys' fees and expenses. In support of said motion, Plaintiffs state as follows:

1. On November 25, 2003, Plaintiffs filed their notice of intent to claim an award of attorneys' fees and expenses pursuant to Local Rule 54.3(b)(2).
2. On December 10, 2003, Defendants filed their response.
3. On December 24, 2003, this Court issued an order that stayed "the submission and consideration of Plaintiffs' claim for attorneys' fees . . . pending the conclusion of proceedings before the United States Court of Appeals for the Eighth Circuit" and directed the parties to

“contact the Court to establish a briefing schedule” at the conclusion of those proceedings.

4. On January 9, 2005, the Eighth Circuit’s mandate and judgment were docketed in this Court. Accordingly, the proceedings before the Eighth Circuit are concluded and it is appropriate for this Court to enter a briefing schedule.

5. Plaintiffs would suggest the following schedule:

Plaintiffs Motion and supporting documents: 30 days after the date of the Court’s scheduling order

Defendants Response 30 days after Plaintiffs motion filed

Plaintiffs Reply 14 days after Defendants response filed

WHEREFORE, Plaintiffs respectfully request the Court to set a briefing schedule for the issue of attorneys’ fees and expenses.

Dated: January 27, 2006.

Respectfully submitted,

/s

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on January 27, 2006, a copy of this motion was served, via U.S.P.S. First class mail, postage pre-paid on the following persons at the following addresses:

Kristine L. Eiden
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/s

Scott M. Lucas